

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND

In re:

NC GAS HOUSE GANG LLC,

Debtor.

Case No. 23-18766 LSS

(Chapter 11 Subchapter V)

PLAN REPORT BY NC GAS HOUSE GANG LLC

The above-captioned debtor and debtor-in-possession (the “Debtor”) has elected to file this case under Subchapter V of Chapter 11 of Title 11 of the United States Code (the “Bankruptcy Code”).¹ The Debtor files this report pursuant to § 1188(c) of the Bankruptcy Code and the Initial Scheduling Order entered by this Court.

1. Type of Plan of Reorganization. The Debtor intends to pursue the following type of plan of reorganization in this case:

_____ Consensual _____ Nonconsensual² x Undetermined

2. Reasons for Type of Plan of Reorganization.

The plan will provide for the sale of Debtor's baseball operations to raise cash to pay creditors. The following issues will need to be resolved for the plan to succeed:

- ☐ Disposition of Debtor's membership in the Atlantic League of Professional Baseball Teams (the "Atlantic League"). The Atlantic League asserts that this membership was forfeited as the result of a special board meeting conducted on November 13, 2023. Debtor contends that such forfeiture (a) was the result of insufficient notice under the Atlantic League's bylaws, as such notice was given on a Sunday in violation of Pennsylvania law and (b) that if the forfeiture was effective it represents a voidable transfer under Sections 544, 547 and 548 of the United States Bankruptcy Code and (c) for other reasons that may be the subject of litigation. In any event, as Debtor does not intend to continue to run a baseball operation Debtor hopes that the Atlantic League will consent to this proposal for the benefit of creditors;
- ☐ Cure of all defaults identified in the Notice by the City of Gastonia (the "City") delivered to Debtor on November 15, 2023 (the "Default Notice"). Debtor believes it is entitled to cure such defaults at the later of (a) 90 days after the Default Notice

¹ Subchapter V of Chapter 11 (11 U.S.C. §§ 1181-1195) was adopted by the Small Business Reorganization Act of 2019, Pub. L. No. 116-54, and became effective on February 19, 2020.

² The term “nonconsensual plan” for purposes of this report means a plan confirmed under § 1191(b) of the Bankruptcy Code.

(as provided by the various agreements between Debtor and the City) or (b) such additional time as may be provided the Debtor under Sections 108 and 365 of the Bankruptcy Code. In any event, as Debtor does not intend to continue to run a baseball operation Debtor hopes that the City will consent to this proposal for the benefit of creditors;

- ☐ Approval of rapid bid/sale procedures to permit a new buyer to operate a full schedule of baseball games for the 2024 season. Such procedures would provide for the Debtor and any successful purchaser to enter into a sublease for the Stadium on terms acceptable to Debtor, buyer and the City and in any event subject to approval of this Court;
- ☐ Such other terms and conditions to enable the sale of Debtor's baseball operations in time for a 2024 season;
- ☐ If such a sale may not be made in time for a full Atlantic League season in 2024, Debtor would consent to appointment of a managing agent, subject to consent by the Atlantic League and the City and in any event subject to the approval by this Court, to supervise the Debtor's baseball operations until a sale may be consummated.

3. Communications with Parties in Interest. The Debtor has had discussions with the following parties in interest concerning the Debtor's plan of reorganization:

- _____ Secured Creditors
- _____ Priority Claimants
- _____ Unsecured Creditors
- _____ Equity Interest Holders
- _x_ The Trustee
- _____ Others; Describe: _____

4. Nature of Communications with Parties in Interest.

The 341(a) meeting was held on January 3, 2024.

Debtor's counsel has had multiple conversations with the Chapter 11 trustee and intends to pursue a dialog with representatives of both the City and the Atlantic League.

5. Efforts to Formulate Plan of Reorganization.

Debtor has begun to prepare a Plan of Reorganization.

6. Timing for Filing Plan of Reorganization. Does the Debtor intend to file a plan of reorganization within the 90-day deadline imposed by § 1189(b) of the Bankruptcy Code?

 x Yes No

If no is marked, please explain:

7. Additional Information.

None at this time.

Dated: January 4, 2024

/s/Ronald J. Drescher
Ronald J. Drescher
Drescher & Associates, P.A.
10999 Red Run Blvd. Suite 205
PMB 224
Owings Mills, MD 21117
(410) 484-9000
rondrescher@drescherlaw.com
Counsel for Debtor

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4th day of January, 2024, I served a copy of the foregoing Debtor's Plan Report by the Court's electronic case filing system upon:

Marc E. Albert marc.albert@stinson.com,
porsche.barnes@stinson.com

Ronald J Drescher ecfdrescherlaw@gmail.com,
ron@clegolftour.com,
ecf2drescherlaw@gmail.com,
ecf@drescherlaw.com,

myecfdrescher@gmail.com,
284@notices.nextchapterbk.com,
heather@propelparalegal.com,
propel@drescherlaw.com

Rick M Grams rgrams@mcneeslaw.com

L. Jeanette Rice Jeanette.Rice@usdoj.gov,
USTPRegion04.GB.ECF@USDOJ.GOV

Lisa Yonka Stevens lisa.y.stevens@usdoj.gov

Brent C. Strickland bstrickland@wtplaw.com,
mbaum@wtplaw.com,
brent-strickland-3227@ecf.pacerpro.com

US Trustee - Greenbelt USTPRegion04.GB.ECF@USDOJ.GOV

and by first class U.S. mail, postage prepaid, upon all parties in interest as included on the attached service list.

/s/Ronald J. Drescher
Ronald J. Drescher

USPS FIRST CLASS MAILING RECIPIENTS

Parties with names struck through or labeled CM/ECF SERVICE were not served via First Class USPS Mail Service.

CASE INFO

LABEL MATRIX FOR LOCAL NOTICING
NCRS ADDRESS DOWNLOAD
CASE 23-18766 LSS
DISTRICT OF MARYLAND
WED DEC 27 8-41-52 PST 2023

CITY OF GASTONIA A NORTH CAROLINA
MUNICIPAL
CO ASHLEY EDWARDS ESQ
PARKER POE ADAMS BERNSTEIN LLP
620 SOUTH TRYON STREET SUITE 800
CHARLOTTE NC 28202-1842

DEBTOR

NC GAS HOUSE GANG LLC
9183A CENTRAL AVENUE
CAPITOL HEIGHTS MD 20743-3806

ADP INC
PO BOX 842875
BOSTON MA 02284-2875

AMERICAN FURNITURE RENTALS
PO BOX 778962
CHICAGO IL 60677-0851

ATLANTIC LEAGUE OF PROFESSIONAL
BASEBALL CLU
PO BOX 5190
LANCASTER PA 17606-5190

BKK SPORTS
3 COURT HOUSE DRIVE
CENTRAL ISLIP NY 11722-4605

BENJAMIN BARTILSON
381 BLAKE RIDGE DR
SCOTT DEPT WV 25560-9393

BLACK TIE BUS CHARTERS INC
3050 RIDGEWOOD RD
WINSTON-SALEM NC 27107-4536

BRADY SALISBURY
612 W MAIN AVE
103
GASTONIA NC 28052-4375

(P)U S SECURITIES AND EXCHANGE
COMMISSION
ATLANTA REG OFFICE AND REORG
950 E PACES FERRY RD NE STE 900
ATLANTA GA 30326-1382

CHUCK STEWART
3000 SE OVERBROOK DR
PORT ST LUCIE FL 34952-5711

CINTAS CORP
PO BOX 630803
CINCINNATI OH 45263-0803

(P)COMPTROLLER OF MARYLAND
BANKRUPTCY UNIT
301 W PRESTON ST ROOM 409
BALTIMORE MD 21201-2383

~~EXCLUDE~~

~~(D) (P)COMPTROLLER OF MARYLAND
BANKRUPTCY UNIT
301 W PRESTON ST ROOM 409
BALTIMORE MD 21201-2383~~

DTELICS
251 WEST MAIN AVE
GASTONIA NC 28052-4140

DALLAS ELECTRICAL PLUMBING CONTRACTORS
IN
PO BOX 1592
GASTONIA NC 28053-1592

DANIEL E PETERSON
PARKER POE ADAMS BERNSTEIN LLP
620 SOUTH TRYON STREET SUITE 800
CHARLOTTE NORTH CAROLINA 28202-1842

DAVID L WOODY ESQ
10721 WAYFARER RD
GERMANTOWN MD 20876-4266

DAVID MARTIN
211 MAIDSTONE TRAIL
CHARLOTTE NC 28211-1787

(P)INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIONS
PO BOX 7346
PHILADELPHIA PA 19101-7346

DESTINEE CHARLES
1681 CLOUDBURST CIRCLE
LINCOLNTON NC 28092-7194

EC SPORTS
10 IRONGATE DRIVE
SUITE I
WALDORF MD 20602-2701

FINE STRATEGIES LLC
2319 KENMORE AVENUE
CHARLOTTE NC 28204-3327

FRANKS SPORT SHOP
430 E TREMONT AVE
BRONX NY 10457-4292

GSM SERVICES
PO BOX 12216
GASTONIA NC 28052-0030

GASTON COUNTY EMS
PO BOX 1475
GASTONIA NC 28053-1475

USPS FIRST CLASS MAILING RECIPIENTS

Parties with names struck through or labeled CM/ECF SERVICE were not served via First Class USPS Mail Service.

HOWIES ATHLETIC TAPE
3445 36TH ST SE
KENTWOOD MI 49512-2811

IRS
CENTRALIZED INSOLVENCY OPERATION
B O BOX 7346
PHILADELPHIA PA 19101

IAN MCKINNEY
4810 DARWOOD DRIVE
ORLANDO FL 32812-1620

~~EXCLUDE~~

INNOVATE GRAPHICS
PO BOX 23240
CHARLOTTE NC 28227-0275

~~(D) (P) INTERNAL REVENUE SERVICE
CENTRALIZED INSOLVENCY OPERATIONS
PO BOX 7346
PHILADELPHIA PA 19101-7346~~

IVY REHAB
1311 MARMARONECK AVE SUITE 140
WHITE PLAINS NY 10605-5224

JHSPORTS LLC
7435 AVENIDA DEL MAR
SUITE 2801
BOCA RATON FL 33433-4878

L ASHLEY SMITH CITY ATTORNEY
PO BOX 1748
GASTONIA NC 28053-1748

LORAY MILL LOFTS
300 S FIRESTONE ST
GASTONIA NC 28052-3790

MGIP LAW
4000 LEGATO RD
SUITE 310
FAIRFAX VA 22033-2898

MADCAP PRINTING DESIGN
123 BRANCH ST
SUITE G
LOWELL NC 28098-2044

MARCUS WALDEN
4279 S DICKENSON AVE
FRESNO CA 93706-9319

MAURO GOZZO
36 BITTERSWEET LN
BERLIN CT 06037-1919

MORRISE METTS
1968 GAIL ST
NEWTON NC 28658-9370

NATIVE FIRE CONTROL
2725 CEDAR TRAIL LN
WINGATE NC 28174-8234

NEW BALANCE ATHLETICS INC
PO BOX 415206
BOSTON MA 02241-5206

NORTH CAROLINA DEPARTMENT OF REVENUE
BANKRUPTCY UNIT
PO BOX 1168
RALEIGH NC 27602-1168

NORTH CAROLINA DEPARTMENT OF REVENUE
PO BOX 25000
RALEIGH NC 27640-0100

OTIS ELEVATOR
11760 US HWY 1
SUITE W600
PAM BEACH GARDENS FL 33408-3029

OUTDOOR CAP
1201 MELISSA DR
BENTONVILLE AR 72712-6654

PT UNITED
460 AMHERST ST
STE 5
NASHUA NH 03063-1220

PISGAH AUDIO VIDEO LIGHTING
16A NATIONAL AVE
FLETCHER NC 28732-8655

PRINCE GEORGES COUNTY MARYLAND
OFFICE OF FINANCE
1301 MCCORMICK DRIVE STE 1100
LARGO MD 20774-5416

RICHARDSON SPORTS
PO BOX 71130
SPRINGFIELD OR 97475-0183

SN RADIO LLC
405 NEISLER DRIVE
KINGS MOUNTAIN NC 28086-3244

SECRETARY OF THE TREASURY
15TH AND PENNSYLVANIA AVE NW
WASHINGTON DC 20220-0001

SIGMON THEATRICAL
10507 WORSLEY LN
CHARLOTTE NC 28269-6901

USPS FIRST CLASS MAILING RECIPIENTS

Parties with names struck through or labeled CM/ECF SERVICE were not served via First Class USPS Mail Service.

SIGN CONNECTION
1660 PACOLET COURT
GASTONIA NC 28052-9467

SODEXOMAGIC LLC
1 INDEPENDENCE POINT SUITE 305
GREENVILLE SC 29615-4540

SPECTRUM ENTERPRISE
1900 BLUE CREST LN
SAN ANTONIO TX 78247-4315

STANLEY STEEMER CHARLOTTE
1519 CROSS BEAM DRIVE
CHARLOTTE NC 28217-2807

STATE OF MARYLAND DLLR
DIVISION OF UNEMPLOYMENT INSURANCE
1100 N EUTAW STREET ROOM 401
BALTIMORE MD 21201-2226

STEPHEN PIERCY
1035 WINDSON BAY LANE
TEGA CAY SC 29708-8229

TALLENTD MARKETING
PO BOX 3295
SHELBY NC 28151-3295

~~EXCLUDE~~

~~(D) TALLENTD MARKETING
PO BOX 3295
SHELBY NC 28151-3295~~

TATER BATS LLC
150 E AURORA ST
UNITE B
WATERBURY CT 06708-2039

~~EXCLUDE~~

~~(U) THE TRENTON MILL LOFTS
INVALID ADDRESS PROVIDED~~

TICKETRETURN LLC
PO BOX 241632
CHARLOTTE NC 28224-1632

(P) US ATTORNEYS OFFICE FOR THE DISTRICT
OF MARYLAND
36 S CHARLES STREET FOURTH FLOOR
BALTIMORE MD 21201-3020

US TRUSTEE GREENBELT
6305 IVY LANE SUITE 600
GREENBELT MD 20770-6305

VIRTCHVISUA
3120 SOUTH AVE
STE 126
LACROSSE WI 54601-6720

WANDA CARR
6603 CEDAR CLIFF DRIVE
CHARLOTTE NC 28216-1984

WASHH
2828 QUEEN CITY DRIVE
SUITE L
CHARLOTTE NC 28208-2737

ZACK GODLEY
216 HILL HAVE RD
CHAPIN SC 29036-9715

ZOOMINFO TECHNOLOGIES LLC
14005 LIVE OAK AVE
IRWINDALE CA 91706-1300

IHEART MEDIA
PO BOX 406372
ATLANTA GA 30384-6372

MARC E ALBERT
STINSON LLP
1775 PENNSYLVANIA AVE NW
SUITE 800
WASHINGTON DC 20006-4760

RONALD J DRESCHER
RONALD J DRESCHER ESQ
10999 RED RUN BLVD
PMB 224
SUITE 205
OWINGS MILLS MD 21117-3249